PTO/SB/21 (08-00) Approved for use through 10/31/2002. OMB 0651-0031 Please type a plus sign (+) inside this box -> + U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE ler the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 09/807,906 Application Number TRANSMITTAL **Filing Date** July 9, 2001 **FORM First Named Inventor** Talish, et al. (to be used for all correspondence after initial filing) 3738 Group Art Unit David J. Isabella **Examiner Name** Total Number of Pages in This Submission 41482/257774 Attorney Docket Number ENCLOSURES (check all that apply) After Allowance Communication to Assignment Papers Fee Transmittal Form (for an Application) Appeal Communication to Board of Fee Attached Drawing(s) to Group

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TCHNOLOGY CENTER PROOF Appeals and Interferences Appeal Communication to Group Licensing-related Papers Amendment / Response (Appeal Notice, Brief, Reply Brief) Petition Proprietary Information After Final Petition to Convert to a ☐ Status Letter Affidavits/declaration(s) **Provisional Application** Power of Attorney, Revocation Other Enclosure(s) Extension of Time Request Change of Correspondence Address (please identify below): -Form PTO 1449 (one sheet) Terminal Disclaimer -16 publications Express Abandonment Request Request for Refund -Check in amount of \$180 -Return Receipt Postcard Information Disclosure Statement CD, Number of CD(s) Certified Copy of Priority Remarks Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Bruce D. Gray, Reg. No: 35,799 Kilpatrick Stockton LLP

Signature Date CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450 on the date below Typed or printed name **Emily Guida** Signature Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any

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FEE TRANSMITTAL for FY 2003 2003 JUL 1 ctive 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

NTMENT valid OMB co. Complete if Known Application Number 09/807,906 July 9, 2001 Filing Date Talish et al. First Named Inventor Isabella, David J. **Examiner Name** Art Unit 3738 41482/257774 Attorney Docket No.

TOTAL A	MOU	NT OF P	AYM	ENT (\$)	180		Attorn	ey Dock	et No.	4148	2/257774	1370
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Deposit			1053	130	1053	130	Non-English specification					
		rick Stockton LLP			1812	2,520	1812	2,520	For filing a request for reexamination			
Name					1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action			
The Director is authorized to: (check all that apply) ☐ Charge fee(s) indicated below ☐ Credit any overpayments ☐ Charge any additional fee(s) during the pendency of this application					1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action			
☐ Charge fee(s) indicated below, except for the filing fee					1251	110	2251	55	Extension for reply within first month			
to the above-identified deposit account. FEE CALCULATION					1252	410	2252	205	Extension for reply within second month	3		
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SUBMITTED BY				Cor	nplete (if applicable)
Name (Print/Type)	Bruce D. Gray	Registration No. Attorney/Agent)	_35 ,799	Telephone	404.815.6218
Signature	71			Date	July <u>[]</u> , 2003

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:)
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Roger J. Talsih et al.) Group Art Unit: 3738

Serial No.: 09/807,906) Examiner: D. Isabella

Filed: July 9, 2001)

For: PROSTHESIS AND METHODS)

OF INDUCING BONY INGROWTH)
USING ULTRASOUND THERAPY)

Commissioner for Patents Attorney Docket No. 41482/257774

P. O. Box 1450

Alexandria, Virginia 22313-1450 Date: July 11, 2003

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicants identify the documents listed on the Form PTO 1449 accompanying this submission. Copies of the listed documents are enclosed.

Remarks

Applicants do not concede that the identified materials constitute prior art within the meaning of the United States patent laws.

This Information Disclosure Statement ("IDS") is being filed after the period specified in 37 CFR § 1.97(b) but before the mailing date of any of a final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application, and it

is accompanied by the fee set forth in § 1.17(p). Applicants enclose a check in the amount of 07/17/2003 FFANAEIA 00000118 09807906

01 FC:1806 180.00 OP

U.S.S.N.: 09/807,906 Filed: July 9, 2001

Supplemental Information Disclosure Statement

\$180.00, the fee pursuant to 37 CFR 1.97(c)(2) and 1.17(p). The Commissioner is authorized to charge any additional fees due or credit any overpayment to Deposit Account No. 11-0855.

Respectfully submitted,

Bruce D. Gray Reg. No. 35,799

ATTORNEY FOR ASSIGNEE

KILPATRICK STOCKTON LLP 1100 Peachtree Street, Suite 2800 Atlanta, Georgia 30309 404.815.6218

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INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary) U.S. PATENT DOCUMENTS Examiner Patent Number Date Patentee Class Subclass Translation Initial Initial	Form PTO-1449		Docket No.: 41482	/257774		Application No. 09/807,906			
IN AN APPLICATION Filing Date: (Use several sheets if necessary) U.S. PATENT DOCUMENTS Examiner Initial 1 604 870 10/26/1926 Asman	INFORMATION E	DISCLOSURE		J. Talish, et al.					
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OTHER MATERIAL			OTHER	MATERIAL					
Caplan, et al., Clinical Orthopaedics and Related Research, No. 342:254-269 (1997)	Caplan, e	t al., Clinical Orthopae			9 (1997)				
Moran, et al., The Journal of Bone and Joint Surgery, 74-B:659-667 (1992)									
	Examiner:								
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.	EXAMINER: Initial if contain conformance and	itation considered, wh	ether or not citation	n is in conformance with M	PEP § 60	9; Draw line the	rough citation if		